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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 HERBIE MARTIN,

9 Plaintiff,

10 v.

11 CITY OF MILL CREEK, *et al.*,

12 Defendants.

NO. C18-0781RSL

ORDER FOR FURTHER BRIEFING

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14 On April 10, 2019, the Court granted in part defendants' motion for summary judgment
15 but found that defendants had not met their burden of showing that absolute legislative immunity
16 barred plaintiff's § 1983 claim. Defendants filed a timely motion for reconsideration, arguing
17 that the appointment or termination of a member of the legislative body in accordance with state
18 law is a legislative act. Pursuant to LCR 7(h)(3), plaintiff may, if he chooses, file a response to
19 the motion for reconsideration on or before May 14, 2019. Defendants' reply, if any, shall be
20 filed no later than May 17th. The Clerk of Court is directed to re-note defendants' "Motion for
21 Reconsideration" (Dkt. # 25) on the Court's calendar for May 17, 2019.

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23 Dated this 2nd day of May, 2019.

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25 Robert S. Lasnik
26 United States District Judge
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